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6 Attorneys for Defendants

7 ROBIN P. ARKLEY, II, and CHERIE ARKLEY

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA,

10 OAKLAND DIVISION

11 BANK OF AMERICA, N.A.,

12 Plaintiff,

13 vs.

14 ROBIN P. ARKLEY, II, a resident and citizen of
California, in his individual capacity and in his
15 capacity as co-trustee of The Robin P. Arkley, II and
Cherie Arkley Family Trust dated November 2, 1995
16 and restated and/or amended November 27, 2003,
January 18, 2007 and September 26, 2007 (the
17 "Family Trust") and co-trustee of The Robin and
Cherie Arkley Revocable Algiers Bancorp Stock
18 Trust date unknown (the "Algiers Trust"), and
CHERIE ARKLEY, a resident and citizen of
19 California, in her capacity as co-trustee of The
Family Trust and her capacity as co-trustee of the
20 Algiers Trust,

21 Defendants.

Case No. 4:10-cv-01373-PJH

**JOINT STIPULATION AND
REQUEST TO AMEND BRIEFING
SCHEDULE AND TO MOVE
HEARING DATE FOR PLAINTIFF'S
APPLICATION FOR WRIT OF
ATTACHMENT, TEMPORARY
PROTECTIVE ORDER, AND RIGHT
TO ATTACH ORDER**

[PROPOSED ORDER]

Complaint. Filed: March 31, 2010

Trial Date: None

Judge Phyllis J. Hamilton

1 WHEREAS, Plaintiff Bank of America, N.A. ("Plaintiff") and Defendants Robin P.
2 Arkley, II and Cherie Arkley (collectively "Defendants"), are exchanging draft settlement
3 agreements and have substantially completed preparing a final settlement agreement;

4 WHEREAS, there are documents accompanying the settlement agreement that the parties
5 are still in the process of exchanging and completing;

6 WHEREAS, the following briefing schedule and case schedule are presently in effect:

- 7 • Defendants' time to oppose and to submit exemptions to Plaintiff's Application for
8 Writ of Attachment, Temporary Protective Order, and Right to Attach Order: July 2, 2010
- 9 • Plaintiff's reply to response to Application for Writ of Attachment, Temporary
10 Protective Order, and Right to Attach Order: July 12, 2010;
- 11 • Case Management Statement Due: July 22, 2010
- 12 • Last day for Defendants to respond to Plaintiffs' complaint: July 23, 2010;
- 13 • Hearing on Plaintiff's Application for Writ of Attachment, Temporary Protective
14 Order, and Right to Attach Order: July 28, 2010;
- 15 • Case Management Conference: July 29, 2010.

16 NOW THEREFORE, the parties, by and through their undersigned counsel, hereby
17 stipulate and request that the briefing schedule and case schedule be modified as follows:

- 18 • Defendants' time to oppose and to submit exemptions to Plaintiff's Application for
19 Writ of Attachment, Temporary Protective Order, and Right to Attach Order be moved to **July 23,**
20 **2010;**
- 21 • Plaintiff's time to reply to Defendants' response be moved to **August 2, 2010;**
- 22 • Last day for Defendants to respond to Plaintiff's Complaint be moved to **August**
23 **13, 2010;**
- 24 • The hearing on Plaintiff's Application for Writ of Attachment, Temporary
25 Protective Order, and Right to Attach Order be moved from July 28, 2010 to **August 18, 2010, at**
26 **9:00 a.m.;**

1 The date for the Case Management Conference on **July 29, 2010** and the deadline for the
2 Case Management statement, currently **July 22, 2010**, remain unchanged.

3 IT IS SO STIPULATED.

4
5 DATED: June 23, 2010

REED SMITH LLP

6
7 By /s/

Mark Tamburri
Attorneys for Plaintiff
BANK OF AMERICA, N.A.

8
9
10 DATED: June 23, 2010

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

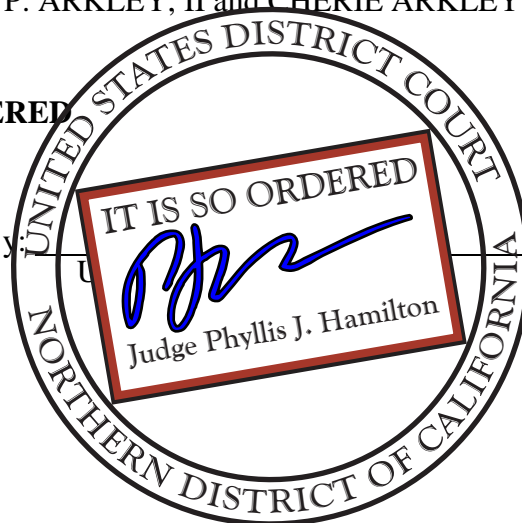
11
12 By /s/

Patrick C. Doolittle
Attorneys for Defendants
ROBIN P. ARKLEY, II and CHERIE ARKLEY

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15 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

16
17 DATED: June 24, 2010

18 By



FILER'S ATTESTATION

I, Patrick Doolittle, am the ECF User whose identification and password are being used to file this JOINT STIPULATION AND REQUEST TO AMEND BRIEFING SCHEDULE AND TO MOVE HEARING DATE FOR PLAINTIFF'S APPLICATION FOR WRIT OF ATTACHMENT, TEMPORARY PROTECTIVE ORDER, AND RIGHT TO ATTACH ORDER ("STIPULATION"). In compliance with General Order 45.X.B., I hereby attest that Mark Tamburri, Counsel of Record for plaintiff Bank of America, has concurred in the filing of this STIPULATION.

DATED: June 23, 2010

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

By /s/
Patrick C. Doolittle